

AMENDED

Nº 36835

## APPLICATION FOR PERMIT

## TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

FEB 21 1979

Date of filing in State Engineer's Office.....

APR 17 1979

Returned to applicant for correction.....

MAY 25 1979

Corrected application filed.....

MAY 31 1979

Map filed.....

The applicant..... Aqua Exploration, Ltd.

c/o Chilton Engineering 421 Court, of Elko

Street and No. or P.O. Box No.

City or Town

Nevada 89801, hereby make S. application for permission to appropriate the public

State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) May, 1978 Nevada

1. The source of the proposed appropriation is underground

Name of stream, lake or other source.

2. The amount of water applied for is 0.6 cfs second-feet

One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet. acre-feet

3. The water to be used for Mining, milling &amp; domestic

Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: Lot 2 (NW $\frac{1}{4}$ NE $\frac{1}{4}$ ) Section 3,

T39N, R51E, MDM, at a point from which the NE corner of said section

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

3 bears N 74° 40' E 2643 feet

it should be stated.

6. Place of use portions of S $\frac{1}{2}$  Section 34, T.40N., R.51E., and N $\frac{1}{2}$  Section

Describe by legal subdivision, if on unsurveyed land it should be so stated.

3, T.39N., R51E., MDM, Elko County, Nevada, within Survey No. 38

and 42 Navajo lode, and Survey No. 41 Revenue lode.

7. Use will begin about January 1 and end about December 31, of each year.

Day and Month

Day and Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled well, submersible pump,

pipeline to small holding pond, small pressure tank for domestic

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

use

9. Estimated cost of works.....\$40,000.00
10. Estimated time required to construct works.....2 years
11. Estimated time required to complete the application to beneficial use.....3 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....Water in leaching process is recycled

Applicant.....Agua Exploration, Ltd.

By.....s/ William A. Nisbet

Agent

Compared.....gk/ja.....421 Court

Elko, Nevada 89801

.....APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water granted herein at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.6.....cubic feet per second, but not to exceed 37.4 million gallons annually.

Actual construction work shall begin on or before.....November 23, 1980

Proof of commencement of work shall be filed before.....December 23, 1980

Work must be prosecuted with reasonable diligence and be completed on or before.....November 23, 1981

Proof of completion of work shall be filed before.....December 23, 1981

Application of water to beneficial use shall be made on or before.....November 23, 1984

Proof of the application of water to beneficial use shall be filed on or before.....December 23, 1984

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....DEC 19 1980

Completion of work filed.....DEC 19 1980

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

Recorded.....Bk.....Page.....

County Recorder

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 23rd day of MAY

A.D. 19 80

*William J. Newman*  
State Engineer